

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2014-002527-003 DT

08/17/2016

HONORABLE DANIELLE J. VIOLA

CLERK OF THE COURT
I. Huerta
Deputy

STATE OF ARIZONA

VANESSA MARIE LOSICCO

v.

STEPHEN PAUL LACY (003)

JON MARTINEZ

TRIAL MINUTE ENTRY
DAY 4

Courtroom SCT 7A

11:18 a.m. Trial to a jury continues from 08/16/2016. The State is represented by Deputy County Attorney, Vanessa Cuevas. The defendant is present and represented by Defense Counsel, Jon Martinez.

Court Reporter, Jovanna Roman, is present.

A record of the proceedings is also made digitally.

LET THE RECORD REFLECT Trial in this matter is being conducted with Trial with co-defendants 001, 002 and 004.

The prospective jurors are not present.

LET THE RECORD REFLECT, prior to commencement of trial, the Preliminary Instructions were approved and the Indictment was settled.

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11:24 a.m. The jury panel is present.

The Indictment is read to the jury by the clerk and the plea(s) of the defendant is/are made known to them.

The Preliminary Instructions are read to the jury by the Court.

The Rule of Exclusion of Witnesses is invoked this date.

FILED: Preliminary Instructions

12:01 p.m. The jury panel is reminded of previous admonitions and Court stands at recess.

1:36 p.m. Court reconvenes with respective counsel and defendant present.

Court Reporter, Jovanna Roman, is present.

A record of the proceedings is also made digitally.

The jury panel is present.

Opening statements.

LET THE RECORD REFLECT counsel for defendants 001 and 003 reserve opening statements until the conclusion of the State' case.

State's case:

Juan Herrera is sworn and testifies.

State's counsel offers exhibit 15.

Defense counsel object.

LET THE RECORD REFLECT counsel approach the bench and discuss matters, on the record, out of hearing of the remaining members in the courtroom.

Juan Herrera continues to testify.

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State's counsel re-offers exhibit 15.

Defense counsel object.

LET THE RECORD REFLECT counsel approach the bench and discuss matters, on the record, out of hearing of the remaining members in the courtroom.

Juan Herrera continues to testify.

State's counsel re-offers exhibit 15.

Defense counsel object.

Objection is overruled.

Exhibit 15 is received in evidence.

2:39 p.m. The jury panel is reminded of previous admonitions and Court stands at recess.

3:00 p.m. Court reconvenes with respective counsel and defendant present.

Court Reporter, Jovanna Roman, is present.

A record of the proceedings is also made digitally.

The jury panel is present.

Juan Herrera continues to testify.

The witness is excused subject to recall.

3:58 p.m. The jury panel is reminded of previous admonitions and Court stands at recess until 08/18/2016 at 10:30 a.m. before this division.

ALL OUT OF CUSTODY DEFENDANTS AWAITING A VERDICT SHALL PROVIDE TO THEIR ATTORNEY A MEANS TO CONTACT THE DEFENDANT SO THAT S/HE MAY BE PRESENT FOR THE VERDICT. ALL DEFENDANTS ARE REQUIRED TO STAY IN CONTACT WITH THEIR ATTORNEY SO THAT THEY MAY BE ADVISED THAT A VERDICT IS READY. ALL DEFENDANTS SHALL MAINTAIN PROXIMITY TO THE COURT SUCH THAT THEY MAY BE PRESENT

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WITHIN 30 MINUTES OF THE NOTICE THAT A VERDICT IS READY. THE FAILURE TO BE PRESENT WITHIN 30 MINUTES OF THE NOTICE THAT THE JURY IS READY TO RETURN THE VERDICT MAY RESULT IN THE COURT FINDING THAT THE DEFENDANT HAS VOLUNTARILY ABSENTED THEMSELF FROM THE PROCEEDINGS AND THE VERDICT MAY BE TAKEN IN THE ABSENCE OF THE DEFENDANT. IN ADDITION, THE FAILURE TO APPEAR FOR THE VERDICT WILL RESULT IN A WARRANT ISSUING FOR THE ARREST OF THE DEFENDANT.